

JOE WARDY
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL

SUSAN AUSTIN
DISTRICT NO. 1

ROBERT A. CUSHING, JR.
DISTRICT NO. 2

JOSE ALEXANDRO LOZANO
DISTRICT NO. 3

JOHN F. COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL J. ESCOBAR
DISTRICT NO. 6

VIVIAN ROJAS
DISTRICT NO. 7

ANTHONY W. COBOS
DISTRICT NO. 8

PROPOSED AGENDA FOR REGULAR COUNCIL MEETING, COUNCIL CHAMBERS NOVEMBER 16, 2004 9:00 A.M.

ROLL CALL

Invocation – Police Chaplain Clift Barnes
Pledge of Allegiance

REGULAR AGENDA

1. Presentation regarding the Municipal Court Scofflaw revenue collected and warrants cleared. [David Marquez, El Paso County Tax Assessor's Office]
2. Discussion and action: alternatives and changes to the "Westside Master Plan" approved by the PSB on May 26, 2004. [Rick Bonart]
3. Public Update, Discussion and Action on the Rabies Three-year Protocol Implementation Plan. [Richard Schechter]

MAYOR'S PROCLAMATION

EL PASO FAMILY WEEK

RECOGNITIONS

1. Recognition of Texas Gas Service Company, West Texas Region, for donating three retired utility service trucks to neighborhood associations in City Districts 2, 3, and 8 that will be used for community cleanups, parades and other necessary and important civic functions. Representatives of the Bel Air Optimists, El Paso Opportunity Center, and Armed Forces-YMCA, as well as Representatives Lozano, Cushing, and Cobos will honor Texas Gas Service Company for this great gesture of giving back to the community as well as having great pride for the City of El Paso.
[Representative Jose Alejandro Lozano, District 3, (915) 541-4515; Representative Robert A. Cushing, Jr., District 2, (915) 541-4416; and Mayor Pro-Tem Anthony W. Cobos, District 8, (915) 541-4123]
2. Recognition and presentation of a plaque to members of Parents Association for Recreation for Kids, Inc. (P.A.R.K) from the residents of District #8 of the City of El Paso for their participation in the improvements and construction of "El Paso's First Community Built Playground" at White Spur Park.
[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123 and Representative Susan Austin, (915) 541-4886]

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members or persons in the audience. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting.

CONSENT AGENDA

4. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for Regular City Council Meetings of November 2 and November 9, 2004 and Special City Council Meeting of November 11, 2004.

5. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

6. RESOLUTIONS:

6A. That the City Manager be authorized to sign, on behalf of the City, a Contract of Sale between the CITY OF EL PASO and MANUEL H. RUIZ and MANUELA RUIZ for the purchase of Lot 5, Block 7, Stiles Gardens, replat of Lots 26 and 27, El Paso County, Texas, also known as 319 Dodge Road, to be used for the purpose of right-of-way requirements related to the construction of the Hawkins Extension project. **(District 3)**

[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

6B. That the City of El Paso accept responsibility for the maintenance of the illumination lamp systems located on Boone Street adjacent to the Concordia Cemetery between Yandell and Gateway West. These lampposts were donated by the Concordia Heritage Association.

[Building and Planning Services, Patricia D. Adauto, (915) 541-4853]

6C. That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Eight Thousand Seven Hundred And No/100 Dollars (\$8,700.00, Grant Note - \$4,675.00, Loan Note - \$4,025.00), against the following described real property:

Lot 1, Block 7, Lancaster Addition, Unit One, Section C, an addition to the City of El Paso, El Paso County, Texas; known and numbered as 9168 Nottingham

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of Fifty and 31/100 Dollars (\$50.31). **(District 6)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 6D.** That the Mayor, on behalf of the City and the City Clerk, be authorized to sign a Release of Lien whereby the City releases its lien in the amount of Eleven Thousand One Hundred And No/100 Dollars (\$11,100.00, Grant Note -\$950.00, Loan Note - \$10,150.00), against the following described real property:

Lot 9, Block 22, Eastwood, Section 2, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof on file in Book 9, Page 35, Plat Records; known and numbered as 7611 Springwood

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan for the amount of Nine and 28/100 Dollars (\$9.28). **(District 7)**

[Community and Human Development, Charles Ruiz, (915) 541-4221]

- 6E.** That the Mayor be authorized to sign and submit a Full Initial Proposal Application to the Hogg Foundation for Mental Health on behalf of the City of El Paso in the amount of \$181,501.20 in private foundation funds for the Senior Peer Counseling Program for the Project for the Optimal Care of Underserved Seniors (Project FOCUS); and,

That Robert A Salinas, Director of Community & Human Development, be authorized to furnish such additional information as the Hogg Foundation for Mental Health may require in connection with the Application for this Project; and,

That the Mayor be authorized to execute, on behalf of the City of El Paso, any Grant Agreement, and any amendments to the Initial Grant Agreement which increases, decreases or deobligates Program funds, provided that no additional City funds are required, upon approval by the Hogg Foundation for Mental Health; and

That the Mayor be authorized to sign Agreements between the City and the Collaborative Partners for the project, El Paso Community Mental Health and Mental Retardation Center, TriWest Group LLC, the County of El Paso (City-County Nutrition Program), LULAC Project Amistad, and Centro San Vicente in accordance with the Grant Application. [No City cash match required.]

[Community and Human Development, Gabriela Martinez, (915) 541-4278]

- 6F.** That the Mayor be authorized to sign a First Amendment to an Agreement for Engineering Services by and between the **CITY OF EL PASO** and **FRANK X. SPENCER & ASSOCIATES, INC.**, for a project known as **“George Orr Road Street & Drainage Improvements”** in an amount not to exceed **THREE THOUSAND FIVE HUNDRED TWENTY-EIGHT and NO/100 DOLLARS (\$3,528.00)**. **(District 3)** [Engineering Department, Irene Ramirez, (915) 541-4431]

- 6G.** That the Mayor be authorized to sign a Tender Agreement between the **CITY OF EL PASO** and **NATIONAL AMERICAN INSURANCE COMPANY** for a project known as **“George Orr Road Street & Drainage Improvements”**. **(District 3)**
[Engineering Department, Irene Ramirez, (915) 541-4431]
- 6H.** That the Mayor be authorized to sign a Traffic Signal Agreement between the CITY OF EL PASO and the WESTERN REFINING COMPANY, L.P. for the installation of two (2) warning flasher signals on Trowbridge Avenue between Texaco Way and Delta FM 76. There is no cost to the City. **(District 3)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 6I.** That the Mayor Be Authorized to sign an Agreement between the CITY OF EL PASO and EP PARK HILLS II, LTD. for the landscaping and maintenance of the street medians in the Park Hills IV Subdivision, El Paso, El Paso County, Texas. **(District 1)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 6J.** That the City Manager, subject to the appropriate land acquisition procedures, be authorized to enter negotiations with the County of El Paso for the conveyance or lease of the site of the former Landmark Building as a Cancer Survivors Park, and that the City Manager enter into negotiations and an agreement with Candlelighters of El Paso that it will apply and secure sufficient funds to construct and maintain a Cancer Survivors Park if the City accepts the real property from the County of El Paso.
[Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]
- 6K.** That the Mayor be authorized to sign an agreement granting an underground electrical easement with transformer site to the El Paso Electric Company for Blocks 7H & 8H, Satterthwaite Subdivision, El Paso County, Texas. **(District 8)**
[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]
- 6L.** That the Mayor be authorized to sign a Contract between the City of El Paso and Keep El Paso Beautiful, Inc. in the amount of \$25,000.00 whereby Keep El Paso Beautiful, Inc. agrees to perform services, including educating the community about long-term benefits of developing and maintaining a clean and healthy community for the period beginning at the execution of this contract through August 31, 2005, subject to Civil Service Commission approval. **(All Districts)**
[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]
- 7.** Request to fill position on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

Clerk Typist II (1)
[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]
- 8.** Request for provisional appointment in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

Chief Plans Examiner (1)
[Building Permits and Inspections, R. Alan Shubert, (915) 541-4557]

9. STAFFING TABLE CHANGES:**9A. SOLID WASTE MANAGEMENT**

Delete	15.00	Equipment Operator II	GS 15
Add	15.00	Refuse Equipment Operator	GS 15
Delete	1.00	Equipment Operator II	GS 15
Add	1.00	Refuse Equipment Operator	GS 15
[Solid Waste Management, Ellen A. Smyth, (915) 621-6719]			

9B. PARKS & RECREATION

Add	1.00	Recreation Program Supervisor	PM 71
Delete	1.00	Aquatics Program Supervisor	PM 71
[Parks & Recreation, Norman Merrifield, (915) 541-4331]			

9C. MUNICIPAL SERVICES

Delete	1.00	Deputy City Manager	EX A
Add	1.00	Deputy City Manager	EX AA
[City Manager, Joyce A. Wilson, (915) 541-4844]			

9D. BUILDING AND PLANNING SERVICES

Delete	1.00	Deputy City Manager	EX A
Add	1.00	Deputy City Manager	EX AA
[City Manager, Joyce A. Wilson, (915) 541-4844]			

9E. QUALITY OF LIFE SERVICES

Delete	1.00	Deputy City Manager	EX A
Add	1.00	Deputy City Manager	EX AA
[City Manager, Joyce A. Wilson, (915) 541-4844]			

9F. FINANCIAL & ADMINISTRATIVE SERVICES

Delete	1.00	Chief Financial Officer/Deputy Manager	EX AA
Add	1.00	Deputy City Manager	EX AA
[City Manager, Joyce A. Wilson, (915) 541-4844]			

10. BOARD RE-APPOINTMENTS:

10A. Jorge Azcarate to the El Paso Mountain Committee by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]

- 10B.** Daniel Moreno to the Historic Landmark Commission by Representative Jose Alexandro Lozano, District 3. [Representative Jose Alexandro Lozano, (915) 541-4515]
- 10C.** Cynthia Foght to the Greater El Paso Civic, Convention and Tourism Advisory Board by Representative Vivian Rojas, District 7.
[Representative Vivian Rojas, (915) 541-4108]

11. BOARD APPOINTMENTS:

- 11A.** Peggy Brown Browning to the Art Museum Advisory Board by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]
- 11B.** Carla Cardoza to the Commission on Border Relations by Representative Vivian Rojas, District 7. [Representative Vivian Rojas, (915) 541-4108]
- 11C.** Geoffrey Wright to the Historic Landmark Commission by Mayor Pro Tempore Anthony W. Cobos, District 8. [Mayor Pro-Tem Anthony W. Cobos, (915) 541-4123]

12. DISCRETIONARY FUNDS/STREET HUMPS:

- 12A.** Request an allocation of TWO HUNDRED SEVENTY SIX DOLLARS (\$276.00) from District IV Discretionary Funds for payment to PDX Printing for the printing of programs at the 9-11 Heroes Celebration on September 11, 2004.
[Representative John F. Cook, (915) 541-4400]
- 12B.** Request an allocation of ONE HUNDRED NINETY-FOUR AND 80/100 DOLLARS (\$194.80) from District IV Discretionary Funds for payment to ROY LOWN'S CLASSIC AWARDS AND BILLIARDS for additional plaques presented to coordinators and volunteers at the 9-11 Heroes Celebration on September 11, 2004. [Representative F. John Cook, (915) 541-4400]
- 12C.** The installation of one street hump between 7352 and 7356 Dale Road, and a second street hump between 7352 and 7356 Franklin at an estimated total cost of \$5000 to be provided by District 3 Discretionary Funds.
[Representative Jose Alexandro Lozano, (915) 541-4515]

13. RESIDENTIAL STREET LIGHT(S): Approve installation, power, and maintenance of residential street light(s) at the following location(s):

- | | | |
|--|----------|---------------------|
| 13A. Alley behind 3429 and 3431 Pierce
[Representative Robert A. Cushing, Jr., (915) 541-4996] | \$464.00 | (District 2) |
| 13B. Alley behind 3505 and 3509 Pierce
[Representative Robert A. Cushing, Jr., (915) 541-4996] | \$464.00 | (District 2) |
| 13C. Between 8308 and 8309 Edgar Park
[Representative Robert A. Cushing, Jr., (915) 541-4996] | \$929.00 | (District 2) |

- 13D.** Between 8495 and 8499 Neptune \$899.00 **(District 2)**
[Representative Robert A. Cushing, Jr., (915) 541-4996]

14. APPLICATIONS FOR TAX REFUND: [Tax Office, Juan Sandoval, (915) 541-4369]

- 14A.** Wells Fargo Real Estate Tax Service in the amount of \$4,795.63 overpayment of 2003 taxes. (PID #C340-999-1400-0400)
- 14B.** Manuel Acosta in the amount of \$2,664.78 overpayment of 2003 taxes. (PID #D377-999-001C-4300)
- 14C.** Wells Fargo Real Estate Tax Service in the amount of \$9,806.93 overpayment of 2003 taxes. (PID #M815-999-0010-2100)
- 14D.** Tony Valdez Jr., & Irma Y. in the amount of \$3,784.64 overpayment of 2003 taxes. (PID #R230-001-0010-1900)
- 14E.** Citi Financial Mortgage in the amount of \$7,264.51 overpayment of 2003 taxes. (PID #C518-999-0990-0500)
- 14F.** MCI Worldcom Network Services in the amount of \$22,070.73 overpayment of 2004 taxes. (1998-999-2290-0042)

15. Request that the following installment agreements for **AD VALOREM** taxes be approved in the amount shown and that the Mayor be authorized to sign the payment agreements on behalf of the City: [Tax Office, Juan Sandoval, (915) 541-4369]

- 15A.** PID #M794-999-0130-7800, \$454.32 per month installments on a balance of \$5,451.84 for 1997, 1998 & 1999 taxes; Albino A. Cordova – 3514 Jefferson Ave. **(District 2)**
- 15B.** PID #K216-999-0260-1300, \$379.78 per month installments on a balance of \$4,557.36 for 2003 Taxes; Michael D. & Susan P. Stowe – 1201 Madeline. **(District 1)**
- 15C.** PID #R053-000-0030-0200, \$172.02 per month installments on a balance of \$4,128.48 for 2002 & 2003 taxes; Angel Jr., & Guadalupe Garces - N/A. **(County)**
- 15D.** PID #G550-000-0170-0080, \$439.23 per month installments on a balance of \$5,270.76 for 2002 & 2003 taxes; Arturo Lazos – Sonia Cisneros - N/A. **(County)**
- 15E.** PID #C815-999-0010-1600, \$476.10 per month installments on a balance of \$5,713.20 for 2001 & 2002 taxes; Ceasar Cazares - Araceli Hernandez – 6205 Bluff Trail. **(District 8)**

- 15F.** PID #C868-999-0020-0100, \$305.13 per month installments on a balance of \$3,661.56 for 2003 taxes; Simon Bir % Mills Escrow Company – 5160 Del Valle.
(District 8)
- 15G.** PID #'s L213-000-0060-0450, L213-000-0060-0650 & L213-000-0060-0600, \$1,177.75 per month installments on a balance of \$9,422.00 for 1997, 1998, 1999, 2000, 2001, 2002 & 2003 taxes; Francisco R. Corral – Las Casitas.
(County)
- 15H.** PID #P389-999-0000-4200, \$721.77 per month installments on a balance of \$4,330.62 for 2000, 2001 2002 & 2003 taxes; Saul & Gloria Pena – 6444 Art Cir.
(District 3)
- 15I.** PID #S533-000-0160-1911, \$360.43 per month installments on a balance of \$6,487.74 for 1995, 1997, 1998, 1999, 2000, 2001, 2002 & 2003 taxes; Rafael & Amparo Carrillo – 207 Moon. **(County)**
- 15J.** PID #S812-999-0220-3400, \$199.87 per month installments on a balance of \$2,398.44 for 2002 & 2003 taxes; Leticia Rivera – 12433 Red Sun. **(District 5)**
- 15K.** PID #'s X035-000-0000-3050 & 1996-000-3102-0023, \$626.63 per month installments on a balance of \$5,639.67 for 2003 taxes; Leelan & Vickie Nunn – 400 Valley Chile. **(County)**
- 15L.** PID #'s B800-999-0140-0100 & B800-999-0110-1100, \$418.54 per month installments on a balance of \$15,067.44 for 1989, 1990, 1991, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001 2002 & 2003 taxes; Guadalupe Martinez – 315 Nopal. **(District 8)**
- 15M.** PID #S922-999-003E-5500, \$578.78 per month installments on a balance of \$6,945.36 for 2001, 2002 & 2003 taxes; Jesus & Irma Esparza – 4206 Volcanic Ave. **(District 4)**
- 15N.** PID #G686-999-0680-0100, \$211.63 per month installments on a balance of \$2,539.56 for 2002 & 2003 taxes; Bradley A. & Cynthia K. Mowak – 3731 Mobile.
(District 2)
- 15O.** PID #S533-000-0030-6580, \$539.14 per month installments on a balance of \$6,469.68 for 2002 & 2003 taxes; Lloyd J. & Tina McNeil – 10949 E. Burt Rd.
(County)
- 15P.** PID #M750-000-0020-0010, \$208.36 per month installments on a balance of \$2,500.32 for 2003 taxes; Juan & Socorro Perez – 10401 Montevideo St.
(County)
- 15Q.** PID #G686-999-0770-7800, \$411.22 per month installments on a balance of \$4,934.64 for 2002 & 2003 taxes; Linda L. Foster – 3812 McKinley Ave.
(District 2)

- 15R.** PID #E131-999-0070-4120, \$1,805.99 per month installments on a balance of \$10,835.94 for 2001, 2002 & 2003 taxes; Humberto Gonzalez – N/A.
(District 3)
- 15S.** PID #'s S533-000-0220-08A0 & S533-000-0220-08A1, \$615.78 per month installments on a balance of \$7,389.36 for 1998, 1999, 2000, 2001, 2002 & 2003 taxes; Irene Madrid – 10264 Socorro Rd. (District 6)
- 15T.** PID #S155-000-0020-1102, \$408.66 per month installments on a balance of \$14,711.76 for 1999, 2000, 2001, 2002 & 2003 taxes; Jose De La Rosa - 11806 N. Loop. (District 6)
- 15U.** PID #'s C720-000-0110-0500 & C720-000-0110-0501, \$785.87 per month installments on a balance of \$4,715.22 for 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002 & 2003 taxes; Julio D. & Martha M. Lomeli – 1056 Gladiola.
(County)
- 15V.** PID #A765-999-001A-0561, \$1,434.20 per month installments on a balance of \$8,605.20 for 2003 taxes; Alyca E. S. Moore – 11107 Montwood Dr. (District 5)

16. BID:

If apparent low bidder is disqualified for any reason, City Council reserves the right to exercise any option legally available under the law by awarding bid to next lowest responsive and responsible bidder even though the bidder is not named on this agenda.

Solicitation No.	2005-022	Sodium Bicarbonate
Award to:		Baron Chemical Co., Inc.
		El Paso, Texas
Item (s):		#1 (all)
Amount:		\$16,412.50 (estimated annually)
Department:		Street
Funds available:		32010362-503203-01101
Funding source:		General Street Operating Funds
Total award:		\$32,825.00 (estimated)
District (s):		All

The Street and Purchasing Departments recommend award as indicated to the sole responsive offer meeting specifications, from responsible parties.

No options offered.

This is a Requirements Type Contract with an initial term of Twenty-Four (24) months.
[Purchasing Department, Jesus M. Juarez, (915) 541-4317]

17. 2000 QUALITY OF LIFE BOND ELECTION PROJECTS:

[Perspectiva + 3D/I (P+3), Juan Contreras, (915) 225-3449]

- 17A.** Council to authorize the transfer of \$225,000 to the McKelligon Canyon Amphitheater Renovation project construction account from the Park Proposition Contingency Fund in conformance with the P+3's Program Outlook Plan approved by City Council on September 14, 2004. **(District 2)**
- 17B.** Council to authorize the transfer of \$95,000 to the Rose Garden Park design and construction accounts from the Park Proposition Contingency Fund in conformance with the P+3's Program Outlook Plan approved by City Council on September 14, 2004. **(District 2)**
- 17C.** Council to combine the budgets, design and bid the twenty three Park projects in combined bid packages in conformance with the P+3's Program Outlook Plan approved by City Council on September 14, 2004. **(All Districts)**
- 17D.** Council to authorize the transfer of \$350,000 to the Northeast Regional Park project design and construction accounts from the Park Proposition Contingency Fund in conformance with the P+3's Program Outlook Plan approved by City Council on September 14, 2004. **(All Districts)**

18. BUDGET TRANSFER: [Office of Management and Budget, David Almonte, (915) 541-4011]**BT2005-118 PARKS AND RECREATION**

This budget transfer requests a new appropriation to purchase AED's for Carolina, LF Washington, Nations-Tobin, Pavo Real, San Juan, Galatzan, Seville, Memorial Park & Acosta Sports Center. Money is available in each Center's Fund Balance.

Increase	\$1,500	to	51510073/P50020816308/407002	Est Rev
Increase	\$1,500	to	51510073/P50020816308/503112	Medical
Increase	\$1,500	to	51510081/P50020916309/407002	Est Rev
Increase	\$1,500	to	51510081/P50020916309/503112	Medical
Increase	\$1,500	to	51510099/P50021016310/407002	Est Rev
Increase	\$1,500	to	51510099/P50021016310/503112	Medical
Increase	\$1,500	to	51510115/P50021216312/407002	Est Rev
Increase	\$1,500	to	51510115/P50021216312/503112	Medical
Increase	\$1,500	to	51510123/P50021316313/407002	Est Rev
Increase	\$1,500	to	51510123/P50021316313/503112	Medical
Increase	\$1,500	to	51510131/P50021416314/407002	Est Rev
Increase	\$1,500	to	51510131/P50021416314/503112	Medical
Increase	\$1,500	to	51511098/P50021616316/407002	Est Rev
Increase	\$1,500	to	51511098/P50021616316/503112	Medical
Increase	\$1,500	to	51510164/P50021816318/407002	Est Rev
Increase	\$1,500	to	51510164/P50021816318/503112	Medical
Increase	\$1,500	to	51010215/P50020216302/407002	Est Rev
Increase	\$1,500	to	51010215/P50020216302/503112	Medical

19. APPLICATIONS FOR USE OF CITY PARKS/STREETS & SIDEWALKS:

Permission to use public streets, sidewalks or parks for special events does not constitute endorsement by the City of El Paso of the contents of any expression that takes place during these events.

19A. City of El Paso, Parks & Recreation to use amplification (4 speakers and 3 microphones) at San Jacinto Plaza on December 4, 2004 from 3:00 p.m. to 7:00 p.m. for a Christmas Tree Lighting Ceremony. Approximately 30 persons will take part and 50,000 spectators are anticipated. **(District 8)** PERMIT#: 04-150 [Parks & Recreation, Wayne Thornton, (915) 533-3311]

19B. City of El Paso, Parks & Recreation to hold a Holiday Lights parade on December 4, 2004 from 6:00 p.m. to 8:00 p.m. Route: Start at Kansas and Campbell, proceed on Campbell to Main, turn left on Main to Oregon, turn left on Oregon to San Antonio, turn left on San Antonio to Campbell, turn left on Campbell and finish at Campbell and Texas. The parade will stage on Mills east of Campbell and Florence, Ochoa and Virginia. Approximately 400 persons, 50 vehicles, 10 animals, 15 floats and 50,000 spectators are anticipated. This request includes permission to use amplification (sound on floats). **(District 8)** PERMIT#: 04-149 [Parks & Recreation, Karen Fuller, (915) 541-4594]

19C. Diocese of El Paso to hold a procession and rally on January 16, 2005 from 1:00 p.m. to 3:00 p.m. Rally will be held at Houston Park-900 Montana. Route for procession: Start at Houston Park to Yandell, turn left on Yandell to Stanton, turn right on Stanton to Arizona, turn left on Arizona and finish at St. Patrick Cathedral Church. Approximately 200-300 persons will take part. This request includes permission to use amplification (1 microphone, 2 portable speakers, and 1 generator). **(District 8)** PERMIT#: 04-148 [Maria Acosta/Luis Robles]

19D. San Juan Bautista Catholic Church to hold a procession on November 21, 2004 from 3:30 p.m. to 5:00 p.m. Route: Start at 5647 Dailey, proceed on Dailey to Chelsea, turn right on Chelsea to the Chelsea Apartments-600 Chelsea, enter the parking area (south entrance), exit the parking area (north exit), proceed south on Chelsea to Rosa, turn left on Rosa to Glenwood, turn right on Glenwood to Dailey, and finish at the church-5647 Dailey. Approximately 200 persons will take part. This request includes permission to use amplification (1 p.a. system-150 watts and 2 microphones). **(District 3)** PERMIT#: 04-154 [James P. Martin]

- 19E.** Celestina Cuellar to block off the 800 block of Olson on November 21, 2004 from 12:00 p.m. to 5:00 p.m. for a block party (matachines). Approximately 30 persons will take part and 70 spectators are anticipated. Barricades must be manned according to the State's "Manual of Uniform Traffic Control Devices."
(District 3) PERMIT#: 04-156 [Juanita Herrera]

REGULAR AGENDA

20. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

- 20A.** An Ordinance amending Title 14 (Aircraft and Airports), Chapter 14.16 (Airport use regulations) of the El Paso Municipal Code by amending Section 14.16.135, Fuel flowage fees, to delete the exception for aircraft involved in a commercial activity for which payment of a landing fee is required. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code. **(District 3)**
[Airport, Patrick T. Abeln, (915) 780-4724]
- 20B.** An Ordinance Amending Title 14 (Aircraft and Airports), Chapter 14.24 (Commercial Air Carriers Rates and Charges) of the El Paso Municipal Code by amending Appendix A to set forth new cost recovery rates for Fiscal Year 2005. The penalty as provided in Chapter 1.08 of the El Paso Municipal Code. **(District 3)** [Airport, Patrick T. Abeln, (915) 780-4724]
- 20C.** An Ordinance amending Title 2 (Administration and Personnel) of the El Paso City Code, by revising Chapter 2.30 (Building Board of Appeals), to incorporate the responsibilities of the Electrical Board of Appeals (Codified currently as Chapter 2.34), to incorporate the responsibilities of the Plumbing/HVAC Board (Codified currently as Chapter 2.32), and to make significant changes to the board. [Building Permits & Inspections, R. Alan Shubert, (915) 541-4557]
- 20D.** An Ordinance to repeal Title 5 (Business Taxes, Licenses and Regulations), Chapter 5.52 (Massage and Turkish Bath Establishments).
[Building Permits & Inspections, R. Alan Shubert, (915) 541-4557]
- 20E.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits) of the El Paso Municipal Code, To Temporarily Reduce the existing Speed Limit of 60 M.P.H. to 50 M.P.H. on IH-10 East, between McRae Boulevard to 1.56 Miles West of FM 659 (Zaragoza Road) for the Duration of the IH-10 Texas Department of Transportation Rehabilitation Project. The Penalty Being As Provided In Section 12.84.010 Of The El Paso Municipal Code. **(Districts 3, 6 and 7)**
[Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]

- 20F.** An Ordinance Amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.180 (No Stopping or Standing - Tow-Away Zone), Subsection (A) Of The El Paso Municipal Code, By Adding A New Location on Dodge Road, From Stiles Drive Southwesterly To Its Terminus, both Sides. The Penalty Being As Provided In Section 12.88.180 Of The El Paso Municipal Code. **(District 3)** [Engineering Department, Traffic Division, Ted Marquez, (915) 541-4035]
- 20G.** An Ordinance granting Special Privilege to the Sun Bowl Association authorizing the encroachment of seventy-nine temporary street displays on city fixtures and utility poles on portions of Airway Boulevard between Gateway West Boulevard and Convair Road promoting the Vitalis Sun Bowl Game. (Fee: \$3,160.00, SP-04026) **(District 2)** [Planning Research and Development, Esther Guerrero, (915) 541-4720]
- 20H.** An Ordinance vacating a ten-foot (10') wide utility easement located within all of Lot 2, Municipal Center Subdivision, City of El Paso, El Paso County, Texas. **(District 7)** [Planning, Research and Development, Fred Lopez, (915) 541-4635]

PUBLIC HEARING WILL BE HELD ON NOVEMBER 30, 2004 FOR ITEMS 20A – 20H

- 20I.** An Ordinance granting Special Permit No. ZON04-00124, to allow for a public or governmental use on a Portion of Tract 2G, El Shazo Survey 218, El Paso, El Paso County, Texas (110 Mesa Park Drive) pursuant to Section 20.40.040. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: City of El Paso. **(District 8)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 20J.** An Ordinance granting Special Permit No. ZON04-00125, to allow for a public or governmental use on Lot 75, Block 41, Vista Real Unit Three, Amended Subdivision, El Paso, El Paso County, Texas (3475 Nolan Richardson Drive) pursuant to Section 20.14.040. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: City of El Paso. **(District 5)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 20K.** An Ordinance changing the zoning of portion of Lot 3, Block 46, Sun Ridge Unit 12, El Paso, El Paso County, Texas from C-1/sc (Commercial/special contract) to C-3/sc (Commercial/special contract). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Peace Partners Car Wash, LLC. ZON04-00126 **(District 6)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 20L.** An Ordinance changing the zoning of Parcel 1: A portion of Tract 17C60, 17C61, 17C23, 17C181, 17C182, 17C9, 17C1, and 17C2, Block 79, Section 8, Township 3, Texas and Pacific Railroad Surveys, El Paso, El Paso County, Texas from R-3 (Residential) to C-4 (Commercial) and imposing certain conditions; and Parcel 2: A portion of Tract 17C60, 17C61, 17C23, 17C181, 17C182, 17C9, 17C1, and 17C2, Block 79, Section 8, Township 3, Texas and Pacific Railroad Surveys, Texas and Pacific Railroad Surveys, El Paso, El Paso County, Texas from R-3 (Residential) to C-2 (Commercial) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Patricia Diamanti, Danny and Jeanette Powell, Fred and Lucile Sword, and Mary Fonte. ZON04-00127 **(District 6)** [Planning, Research and Development, Fred Lopez, (915) 541-4925]

- 20M.** An Ordinance changing the zoning of Tract 19, S. A. & M. G. Railway Company Survey No. 266, El Paso, El Paso County, Texas from R-3 (Residential) to A-2 (Apartment) and imposing certain conditions. The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: The Steel Corporation of Texas. ZON04-00128 **(District 1)**
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]

PUBLIC HEARING WILL BE HELD ON DECEMBER 7, 2004 FOR ITEMS 20I – 20M

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

21. MAYOR AND COUNCIL:

- 21A.** Discussion and Action on approval of a Memorandum of Understanding to be submitted to the United States Bankruptcy Court in the Chapter 7 case of Cumbre Development Corp., Case No. 02-32345, in support of Trustee's Motion to Sell Property Free and Clear of Liens Pursuant to 11 U.S.C. Sec. 363 to First National Bank. **(District 1)** [Representative Susan Austin, (915) 541-4886]
POSTPONED FROM 11/09/04

- 21B.** Discussion and action on a resolution that the Mayor be authorized to sign a Professional Services Agreement between the CITY OF EL PASO and PATRICIA A. SHIPTON for the term of the agreement through November 16, 2005, to provide state legislative lobbying services. [Mayor Joe Wardy, (915) 541-4145]

22. BUDGET TRANSFER: [Office of Management and Budget, David Almonte, (915) 541-4011]

BT2005-130 AIRPORT

Transfer of funds to set up funding for the golf course construction portion of the resort project.

Increase	\$ 30,000	to	62620026/PAP002341063/508017	Surveys
Increase	\$12,875,000	to	62620026/PAP002341063/508027	Construction
Increase	\$12,905,000	to	62620026/PAP002341063/407001	Intrfd Trf In
Increase	\$12,905,000	to	62620018/P50000241021/407002	Est Rev
Increase	\$12,905,000	to	62620018/P50000241021/507001	Intrd Trf Out

23. PLANNING, RESEARCH AND DEVELOPMENT:

- 23A.** Discussion and action on a resolution that the El Paso City Council hereby renames the portion of Loma Del Norte Drive, between Jon Cunningham Boulevard and Loma Real Avenue, to Andrew Barcena Drive, and authorizes the City Manager to take any and all action necessary to effectuate such renaming. The entire length of Loma Del Norte Drive hereby renamed is located within the City of El Paso, El Paso County, Texas. **(District 4)**
[Planning, Research & Development, Rudy Valdez, 541-4635]

- 23B.** Discussion and action on a resolution approving the Westside Master Plan as a guide for development of an 1,850 acre parcel of land owned by the City of El Paso and managed by the Public Service Board located in the Northwest Planning Area; to authorize amendments to The Plan for El Paso regarding the subject property; to require certain conditions be placed on all future land sales for the subject property, and that the Planning, Research & Development Department be authorized to accept and process a land study application for the subject property. **(District 1)**

[Planning, Research and Development, Fred Lopez, (915) 541-4925]

24. PURCHASING:

BEST VALUE PROCUREMENT:

This contract shall be awarded to the bidder who provides the best value to the City. The City may consider price and other relevant criteria listed in the request for bids.

Solicitation No.: 2004-251

Award to: A) Vendor:

Item:

Amount:

4 Person Tilt Cab Pumpers (rebid)

First In, Inc.

El Paso, Texas

#1A-1 Two (2) Each

(Base Price \$396,699.19 each)

Delete Options: 27, 43, 44, 46, 47, 50-53, 57-67

\$729,318.74

- 28,571.42 Less Trade-In Allowance

\$700,747.32

Budget Number:

Funding Source:

Fire Stations:

Districts:

04252003-508029-27260-PMB0004130

FY2003 Capital Equipment

Central, 15

1, 8

B) Vendor:

Item:

Amount:

First In, Inc.

El Paso, Texas

#1A-1 Three (3) Each

(Base Price \$396,699.19 each)

Delete Options: 27, 43, 44, 46, 47, 50-52, 54, 57-67

\$999,688.11

- 42,857.13 Less Trade-In Allowance

\$956,830.98

Budget Number:

Funding Source:

Fire Stations:

Districts:

04200401-508029-29204-PMB0005004

FY2004 Capital Equipment

18, 21, 24

3, 4, 5, 6, 7

C) Vendor:

Item:

First In, Inc.

El Paso, Texas

#2A-1 Two (2) Each

(Base Price \$396,699.19 each)

Delete Options: 27, 43, 44, 46, 47, 54, 57-67

Amount:	\$671,558.74
	- <u>28,571.42</u> Less Trade-In Allowance
	\$642,987.32
 Budget Number:	 04200401-508029-29204-PMB0005004
Funding Source:	FY2005 Capital Equipment
Fire Stations:	8, 15
Districts:	1, 8
 D) Vendor:	 First In, Inc.
	El Paso, Texas
Item:	#2A-1 Two (2) Each
	(Base Price \$396,699.19 each)
	Delete Options: 27, 43, 44, 46, 47, 54, 57-67
Amount:	\$671,558.74
 Budget Number:	 04200401-508029-29204-PMB0005004
Funding Source:	FY2005 Department Capital Equipment
Fire Stations:	33, 34
Districts:	4, 5
 Department:	 El Paso Fire Department
Total Award:	\$3,072,124.33

The Fire, Fleet Services and Purchasing Departments recommend award as indicated as this vendor has provided the Best Value Bid. This vendor is also the low responsible and responsive bidder.

This is a fixed-price, single (one-time) purchase, to purchase nine (9) 4 Person Tilt Cab Pumpers. There is an option from the vendor to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within three hundred and sixty-five (365) days, from the date of award of the contract. No prompt payment discount is offered.

[Purchasing Department, Monica Vera, (915) 541-4234]

25. PUBLIC HEARING – BUILDING PERMITS AND INSPECTIONS:

Public hearing to determine if the property located at 2608-2610 Aurora Avenue AKA 2608 Aurora Avenue #1, #2 and 2610½ Aurora Avenue, in the City of El Paso (legal description on file with the City Clerk) is a fire and safety hazard, and a nuisance and whether the same should be repaired or demolished. First investigated August 3rd, 2004. The owners of this property, Hector Correa and Bertha Correa, 3116 Aurora Avenue, El Paso, Texas 79930, have been notified of the violations at this property. Delinquent taxes in the amount of \$0. **(District 2)**

[Building Permits & Inspections, Tom Maguire, (915) 541-4588]

26. PUBLIC HEARINGS – PLANNING, RESEARCH AND DEVELOPMENT:

- 26A.** Discussion and action on a Resolution approving Detailed Site Development Plan No. ZON04-00107, for Tract 17 G, Block 36, Ysleta Grant, El Paso, El Paso County, Texas (8613 Alameda Street), pursuant to zoning conditions as imposed by Ordinance No. 010372. The Penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Mario Betancourt. **(District 7)**
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]
- 26B.** Discussion and action on a Resolution authorizing the Mayor to sign an amendment to a zoning contract between the City of El Paso and Antonio Diaz amending the zoning contract dated April 14, 1987 and as imposed by Ordinance No. 8993 to delete a condition and impose new conditions for the property described as a Portion of Tract 12A and all of Tract 12B, Block 51, Ysleta Grant, El Paso, El Paso County, Texas (9647 Socorro Rd). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Antonio Diaz. ZON04-00120. **(District 6)**
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]
- 26C.** An Ordinance vacating a 20-foot wide alley within Block 36 Morningside Heights Addition, City of El Paso, El Paso County, Texas. **(District 2)**
[Planning, Research & Development, Rudy Valdez, 541-4635]
- 26D.** An Ordinance changing the zoning of a portion of Tract 11B, Block 2, Ascarate Grant, El Paso, El Paso County, Texas from M-1 (Light Manufacturing) to C-4 (Commercial). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: JACS Properties, Inc. ZON04-00104 **(District 3)**
[Planning, Research and Development, Fred Lopez, (915) 541-4925]
- 26E.** An Ordinance changing the zoning of a Portion of Tract 62, S.A. & M.G. Railroad Company Survey No. 267, El Paso, El Paso County, Texas (5210 Doniphan Drive) be changed from R-4 (Residential) to C-1 (Commercial) and Tract 58 S.A. & M.G. Railroad Company Survey No. 267, El Paso, El Paso County, Texas (122 Thorn Avenue) be changed from R-4 (Residential) to A-O (Apartment/Office). The penalty being as provided in Chapter 20.68 of the El Paso Municipal Code. Applicant: Seggy Corporation.
ZON04-00116 **(District 1)**
[Planning, Research and Development, Jorge Rousselin, (915) 541-4723]
- 27.** The City Council of the City of El Paso will retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss and take action on any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.)

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES
Section 551.087 DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print or audio tape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

**ALL CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY
AT THE ADDRESS BELOW:**

<http://www.elpasotexas.gov>